

**CITY OF NORTH MIAMI
REGULAR COUNCIL MEETING
SUMMARY MINUTES
August 25, 2015**

A regular meeting of the North Miami City Council was held in the Council Chambers of City Hall on Tuesday, August 25, 2015, beginning at 7:05 pm.

(Phonetic spelling of each speaker's name may be used throughout the minutes unless correct spelling is known.)

Note: The actual agenda and all backup materials for each City Council meeting can be found on the website at:

http://www.northmiamifl.gov/government/Minutes_Agendas/CouncilAgendaList.aspx

ROLL CALL

Mayor Joseph	Here
Councilman Galvin	Arrived at 7:16 pm
Vice Mayor Keys	Here
Councilman Bien-Aime	Here
Vice Mayor Desulme	Here

PLEDGE OF ALLEGIANCE

- Natalie Buissereth, North Miami Police Officer

INVOCATION

- Rabbi Jory Lang, Temple Beth Moshe

ORDER OF BUSINESS (Additions/Deletions/Amendments/Deferrals)

- TAB M pulled from the agenda.
- TABS L, N & O moved up after the consent agenda.

SPECIAL PRESENTATION(s)

- Certificate of Recognition to Ariole Joseph, President of Ariole Music School
- Beautification Awards to North Miami residents
- Presentation by Miami-Dade Fire Rescue (MDFR) Dave Downey, Fire Chief providing ready access to community information, resources and involvement opportunities.

CITY EVENTS – ANNOUNCEMENT

Cyncia Raymond, Interim Public Information Manager, announced upcoming events for the City of North Miami. Ms. Raymond advised all City events can be found on the website at: www.northmiamifl.gov/celebrate.

CONSENT AGENDA

- TABS A THROUGH H

TAB A – PASSED

APPROVAL OF MINUTES – Regular Council Meeting – July 28, 2015

TAB B – PASSED - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A LAW ENFORCEMENT MUTUAL AID AGREEMENT FOR VOLUNTARY COOPERATION AND OPERATIONAL ASSISTANCE BETWEEN THE CITY OF NORTH MIAMI AND NORTH BAY VILLAGE TO PROVIDE FOR ADEQUATE LEVELS OF POLICE SERVICES; AND FURTHER AUTHORIZING THE CITY MANAGER AND THE POLICE CHIEF TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB C – PASSED - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND THE MIAMI-DADE STATE ATTORNEY'S OFFICE TO PROSECUTE CRIMINAL MUNICIPAL ORDINANCE VIOLATIONS OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB D – PASSED - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE FORECLOSURE OF CODE ENFORCEMENT LIENS ON THE PROPERTY LOCATED AT 665 NORTHEAST 122ND STREET, NORTH MIAMI, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB E – PASSED - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A VOLUNTARY COOPERATION MUTUAL AID AGREEMENT, IN THE ATTACHED FORM, TO PROVIDE FOR THE NORTH MIAMI POLICE DEPARTMENT'S PARTICIPATION IN THE SOUTH FLORIDA MONEY LAUNDERING STRIKE FORCE; AND FURTHER AUTHORIZING THE CITY

MANAGER AND THE POLICE CHIEF TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB F - PASSED - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING THE DESIGNATION OF VICE MAYOR ALIX DESULME AS THE "VOTING DELEGATE" REPRESENTING THE CITY OF NORTH MIAMI AS REQUIRED BY THE ANNUAL BUSINESS SESSION OF THE FLORIDA LEAGUE OF CITIES' 89TH ANNUAL CONFERENCE IN ORLANDO, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB G - PASSED - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, DESIGNATING VICE MAYOR ALIX DESULME TO SERVE ON THE BOARD OF DIRECTORS OF THE MIAMI-DADE COUNTY LEAGUE OF CITIES FOR A ONE (1) YEAR TERM, COMMENCING ON FEBRUARY 2016; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

TAB H - PASSED - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, CO-DESIGNATING NORTHEAST 126TH STREET FROM NORTHEAST 8TH AVENUE TO NORTHEAST 9TH AVENUE TO BE KNOWN AS "DR. GILBERT LEUNG WAY"; AUTHORIZING THE CITY MANAGER TO ALLOCATE AND EXPEND THE REQUIRED FUNDS TO COVER THE COSTS FOR SIGNAGE, AND TO DO ALL THINGS NECESSARY TO EFFECTUATE THE CO-DESIGNATION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Vice Mayor Desulme moved to approve the consent agenda, seconded by Councilman Galvin; **passed unanimously**.

PUBLIC HEARINGS – RESOLUTIONS, ORDINANCES, ZONING, LAND USE ITEMS, ETC.

RESOLUTIONS

TAB I - PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, PROVIDING FOR A BI-ANNUAL ROTATION OF THE VICE MAYOR FROM AMONG THE COUNCILMEMBERS IN ACCORDANCE WITH SECTION 13 OF THE CITY OF NORTH MIAMI CHARTER, IN LIEU OF THE APPOINTMENT SYSTEM CURRENTLY IN PLACE; AND FURTHER PROVIDING FOR ASSIGNMENT AND DESIGNATION OF VICE MAYOR IN THE FOLLOWING ORDER: DISTRICT 1, DISTRICT 2, DISTRICT 3 AND DISTRICT 4, IMMEDIATELY FOLLOWING THE EXPIRATION OF THE

CURRENT VICE MAYOR'S TERM; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Michael Etienne, Esq., City Clerk, read the Resolution title for the record. Moved for approval with amendments to change the six month term to a one year term and to take effect retroactively by Councilman Desulme and seconded by Councilman Bien-Aime; **passed 5-0.**

LEGISLATIVE MATTERS

ORDINANCES – SECOND READING AND PUBLIC HEARING

TAB J - PROPOSED ORDINANCE (FIRST READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 7 OF THE NORTH MIAMI CODE OF ORDINANCES ENTITLED "FINANCE", BY AMENDING RELEVANT SECTIONS OF ARTICLE III ENTITLED "PROCUREMENT CODE", TO REDUCE THE CURRENT DOLLAR THRESHOLD REQUIRED FOR THE CITY MANAGER AND CITY ATTORNEY TO ENTER INTO CONTRACTS WITHOUT THE AUTHORIZATION OF THE CITY COUNCIL; AND FURTHER UPDATING THE TITLE OF DIRECTOR OF THE PURCHASING DEPARTMENT TO MANAGER OF THE PURCHASING DEPARTMENT; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Michael Etienne, Esq., City Clerk, read the Ordinance title for the record. Moved for approval with amendments, any purchases over \$25,000 should go before Council, by Councilman Desulme and seconded by Councilman Galvin; **passed 4-1**; by roll call vote. Mayor Joseph voted no.

TAB K - PROPOSED ORDINANCE (FIRST READING) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ADOPTING THE EVALUATION AND APPRAISAL BASED AMENDMENTS TO THE CITY OF NORTH MIAMI COMPREHENSIVE PLAN IN ACCORDANCE WITH THE REQUIREMENTS OF RULE 73C-49, FLORIDA ADMINISTRATIVE CODE, AND SECTION 163.3191, FLORIDA STATUTES (2014); AMENDING THE FUTURE LAND USE, TRANSPORTATION, HOUSING, INFRASTRUCTURE, COASTAL MANAGEMENT, CONSERVATION, PARKS & RECREATION, INTERGOVERNMENTAL COORDINATION, ECONOMIC, PUBLIC SCHOOL FACILITIES, AND CAPITAL IMPROVEMENTS ELEMENTS OF THE NORTH MIAMI COMPREHENSIVE PLAN; ADDING A CLIMATE CHANGE ELEMENT TO THE NORTH MIAMI COMPREHENSIVE PLAN; PROVIDING FOR ANNUAL UPDATE TO THE CAPITAL IMPROVEMENT ELEMENT SPECIFIC TO CAPITAL IMPROVEMENTS SCHEDULE; PROVIDING FOR DATA AND ANALYSIS SUPPORTING ADOPTION OF GOALS, OBJECTIVES AND POLICIES OF THE

ELEMENTS; PROVIDING FOR TRANSMITTAL AND SUBSEQUENT ADOPTION OF AMENDMENTS, ADDITIONS AND DELETIONS TO THE GOALS, OBJECTIVES AND POLICIES OF THE ELEMENTS; PROVIDING FOR TRANSMITTAL OF SUCH PROPOSED AMENDMENTS TO THE STATE LAND PLANNING AGENCY FOR REVIEW IN ACCORDANCE WITH SECTION 163.3184(3), FLORIDA STATUTES (2014); PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND FOR AN EFFECTIVE DATE.

Michael Etienne, Esq., City Clerk, read the Ordinance title for the record.

TAB K1 - Moved for approval to exclude the super majority vote for policy 1.12.3 by Councilman Galvin and seconded by Councilman Desulme; **passed 5-0**; by roll call vote.

TAB K2 - Moved for approval by retaining a supermajority vote for policy 1.12 by Councilman Galvin and seconded by Vice Mayor Keys; **failed 2-3**; by roll call vote. Councilman Desulme, Councilman Bien-Aime and Mayor Joseph voted no.

Volume I - Goals, Objectives and Policy

1 – Future Land Use Element

Moved for approval with recommendations to conduct a feasibility study regarding the optimal height regulations in the North Bay Shore area and report back to Council by Councilman Galvin and seconded by Councilman Desulme; **passed 5-0**; by roll call vote.

2 – Transportation Element

Moved for approval with amendments by Vice Mayor Keys and seconded by Councilman Galvin; **passed 5-0**; by roll call vote.

3 – Housing Element

Moved for approval by Councilman Galvin and seconded by Mayor Joseph; **passed 5-0**; by roll call vote.

4 – Infrastructure Element

Moved for approval by Councilman Galvin and seconded by Councilman Desulme; **passed 5-0**; by roll call vote.

5 – Coastal Management Element

Moved for approval by Councilman Galvin and seconded by Councilman Desulme; **passed 5-0**; by roll call vote.

6 – Conservation Element

Moved for approval by Vice Mayor Keys and seconded by Councilman Desulme; **passed 5-0**; by roll call vote.

7 – Parks & Recreation Element

Moved for approval by Councilman Desulme and seconded by Councilman Galvin; **passed 5-0**; by roll call vote.

8 – Intergovernmental Coordination Element

Moved for approval by Councilman Galvin and seconded by Councilman Desulme; **passed 5-0**; by roll call vote.

9 – Economic Element

Moved for approval by Councilman Desulme and seconded by Councilman Galvin; **passed 5-0**; by roll call vote.

10 – Public School Facilities Element (reserved)

No votes

11 – Capital Improvements Element

Moved for approval by Councilman Galvin and seconded by Councilman Desulme; **passed 5-0**; by roll call vote.

12 – Climate Change Element

Moved for approval by Councilman Galvin and seconded by Vice Mayor Keys; **passed 5-0**; by roll call vote.

Michael Etienne, Esq., City Clerk, read the Ordinance title for the record. Moved for approval to transmit the Comprehensive Plan as amended to the State of Florida by Councilman Desulme and seconded by Mayor Joseph; **failed 3-2**; by roll call vote. Councilman Galvin and Vice Mayor Keys voted no.

ORDINANCES – FIRST READING – NONE

QUASI-JUDICIAL ITEM(s) – NONE

REQUESTS – PETITIONS – COMMUNICATIONS

TAB L - MAYOR AND CITY COUNCIL WILL APPOINT A SEVEN (7) MEMBER COMMITTEE TO REVIEW INTERESTED APPLICANTS' SUBMISSION FOR THE POSITION OF THE CITY ATTORNEY. MAYOR JOSEPH WILL APPOINT TWO (2) MEMBERS AND DESIGNATE THE CHAIRPERSON. COUNCIL MEMBERS WILL

EACH APPOINT ONE (1) MEMBER, RESPECTIVELY, AND ONE (1) MEMBER WILL BE APPOINTED AT LARGE.

Committee Appointments:

Councilman Bien-Aime	Hans Ottinot
Councilman Desulme	Mark Lapointe
Councilman Galvin	Jose Smith
Vice Mayor Keys	Ron Wasson
Mayor Smith	Dr. Rudolph Moise Clarel Cyriaque – Chairman

Michael Etienne, Esq., City Clerk, read the title for the record. Moved for approval by Councilman Galvin and seconded by Vice Mayor Keys; **passed 5-0.**

Committee Appointment:

Vice Mayor Keys	Kenny Each - At large
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Moved for approval with amendments by Councilman Galvin and seconded by Vice Mayor Keys; **passed 5-0.**

TAB M - PRESENTATION AND DISCUSSION REGARDING DEVELOPMENT OF AN INDOOR SPORTS CENTER IN NORTH MIAMI, REQUESTED BY RANDY ALBRECHT, CHIEF OPERATIONS OFFICER / GENERAL MANAGER OF THE MIAMI SPORTSCENTER, LLC.

Pulled from the agenda.

TAB N - REQUEST FROM COACH ROLAND JEROME FOR A RENTAL FEE WAIVER TO UTILIZE THE NORTH MIAMI ATHLETIC STADIUM AND THE CITY'S SHOWMOBILE FOR THE DIASPO CUP SOCCER EVENTS SCHEDULED FOR SUNDAY, NOVEMBER 1, 8, 15, 22 AND 29TH, 2015.

Michael Etienne, Esq., City Clerk, read the title for the record. Moved for approval to continue item to the next Council meeting scheduled on September 8th by Councilman Galvin and seconded by Vice Mayor Keys; **passed 5-0.**

TAB O - REQUEST FROM MOCA CAFÉ TO OBTAIN A RENTAL FEE WAIVER FOR THE USE OF THE CITY'S SHOWMOBILE FOR ITS 1ST ANNUAL LABOR DAY COOK OUT EVENT ON MONDAY, SEPTEMBER 7, 2015.

Michael Etienne, Esq., City Clerk, read the title for the record. Moved for approval by Councilman Desulme and seconded by Councilman Bien-Aime; **passed 5-0.**

CITIZENS' FORUM

- NONE

COUNCIL REPORTS

- No reports

CITY CLERK'S REPORT

- No reports

CITY ATTORNEY'S REPORT

- No Reports

CITY MANAGER'S REPORT

- No Reports

ADJOURNMENT

- Meeting adjourned at 3:42 am.